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Request for Continued Examination (RCE) Transmittal


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Application Number	10/675915
Filing Date	October 1, 2003
First Named Inventor	BRONICKI, Youval
Art Unit	2198
Examiner Name	Wood, William
Attorney Docket Number	1577

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- h. ☒ Other Amendments were submitted on May 20, 2008
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to
- a. ☐ Deposit Account No. _____ I have enclosed a duplicate copy of this sheet.
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- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature		Date	June 19, 2008
Name (Print/Type)	EDWARD LANGER, Advocate & Patent Attorney	Registration No.	30,564

CERTIFICATE OF MAILING OR TRANSMISSION			
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This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Bronicki, Youval et al
Serial No. : 10/675,915
Filed : October 1, 2003
For : A METHOD, A LANGUAGE AND A
SYSTEM FOR THE DEFINITION
AND IMPLEMENTATION OF
SOFTWARE SOLUTIONS

Group Art Unit 2193
Examiner: Wood, William

Tel Aviv, Israel
June 19, 2008

Hon. Commissioner of Patents and Trademarks

Alexandria, VA 22313

Sir:

REQUEST FOR CONTINUED EXAMINATION

In response to the Final Rejection dated December 21, 2007, and subsequent to the filing of a Response dated May 20, 2008, and receipt of the Advisory Action dated June 2, 2008, Applicant submits herewith a Request for Continued Examination and the following remarks. A Petition for an additional month extension of time is submitted in connection with this request.

Remarks begin on page 2 of this paper.

Remarks

Claims 1-30 are pending in the current application.

Subsequent to the Advisory Action, the undersigned, Applicant's attorney spoke with the Examiner on June 11, 2008 and from this conversation, it was understood that there remains an issue which was first raised by the Examiner in the personal interview conducted on October 16, 2007, the use of the term "no coding".

As the Applicant had pointed out in the recent response and as he has maintained in all of the previous prosecution stages, the present invention eliminates the need to write code.

The confusion about this point stems only from the use of the terminology in the text, which the Examiner has interpreted to be inconsistent, i.e. the previous wording:

- 1) (see para. 0024, now removed) "~~substantially~~ free of the need to write computer source code;" and
- 2) (see para. 0019) "... no further coding is required once the solution is visually defined by the modeling language".

The second version, by use of the terms "no further coding is required" implies, in the Examiner's view, that perhaps some coding was required, and this is what the Examiner said in the personal interview in October.

In fact, this reading is incorrect, since it is clear that beyond the modeling phase using the visual programming language, there is nothing further required, including the writing of code. Thus, nothing further needs to be done since the visual definition of the software solution is now ready for execution by the run-time engine.

Therefore, the terminology "no further coding" simply means nothing further beyond the modeling phase.

Applicant agrees with the Examiner that the terminology explaining this point must be consistent.

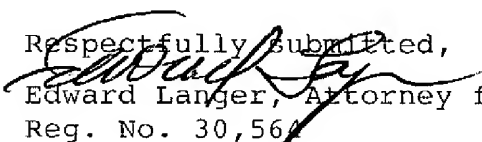
In light of this, the statement "no further coding" should be taken to mean no further coding of any type is required, i.e., nothing more needs to be done beyond the modeling phase.

It is herein respectfully requested that the Examiner reconsider the case in light of these explanations and clarifications.

The Applicant's attorney plans to contact the Examiner to determine the time frame for his examination and whether he requires further clarification prior to the examination.

Conclusion

Applicant submits that all outstanding issues have been addressed and that Claims 1-30 are in condition for allowance; such action is respectfully requested at an early date.

Respectfully submitted,

Edward Langer, Attorney for Applicant
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